

"An Act to amend Title 15, Chapter 1, of the Penal Code of the State of Texas, adopted in the year 1911, by adding thereto Article 1019a, defining the offense of negligent assault and battery, fixing a penalty therefor, and declaring an emergency."

The bill having been read second time on yesterday, with amendment by Mr. Jones striking out the enacting clause of the bill pending.

Question recurring on the amendment striking out the enacting clause of the bill, it was adopted.

Mr. Curtis moved to reconsider the vote by which the amendment was adopted and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 59 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading.

S. B. No. 59, A bill to be entitled "An Act to provide that all judgments for pecuniary fines in misdemeanor cases shall be suspended for a period of thirty days after the date of said judgment, after which date only capias profine may issue thereon if not satisfied, and declaring an emergency."

The bill was read third time.

On motion of Mr. Jones, the bill was laid on the table subject to call.

ADJOURNMENT.

On motion of Mr. Miller of Dallas, the House at 3:30 o'clock p. m., adjourned until 3:30 o'clock p. m., Friday, February 11.

TWENTY-FOURTH DAY.

(Friday, February 11, 1921.)

The House met at 3:30 o'clock p. m. pursuant to adjournment, and was called to order by Speaker Thomas.

The roll was called and the following members were present:

Adams.	Beavens.
Aiken.	Black, O. B.,
Baker.	of Bexar.
Baldwin.	Black, W. A.,
Barker.	of Bexar.
Barrett of Bell.	Bonham.
Barrett of Fannin.	Brady.
Bass.	Branch.
Beasley.	Brown.
of Hopkins.	Bryant.
Beasley.	Burkett.
of McCulloch.	Burmeister.

Burns.	Merriman.
Carpenter.	Miller of Dallas.
Childers.	Miller of Parker.
Chitwood.	Moore.
Coffee.	Morris of Medina.
Cox.	Morris
Crawford.	of Montague.
Cummins.	Mott.
Curtis.	Neblett.
Darroch.	Owen.
Davis, John E.,	Perkins
of Dallas.	of Cherokee.
Davis, John,	Perkins of Lamar.
of Dallas.	Perry.
Dinkle.	Pollard.
Duffey.	Pope.
Duncan.	Quaid.
Edwards.	Quicksall.
Estes.	Quinn.
Faubion.	Rice.
Fly.	Rogers of Harris.
Garrett.	Rogers of Shelby.
Greer.	Rosser.
Grissom.	Rountree.
Hall.	Rowland.
Hardin.	Satterwhite.
Harrington.	Seagler.
Harrison.	Sims.
Henderson	Smith.
of McLennan.	Sneed.
Henderson	Stephens.
of Marion.	Stevenson.
Hendricks.	Stewart
Hill.	of Edwards.
Horton.	Swann.
Johnson of Ellis.	Sweet of Brown.
Johnson	Sweet of Tarrant.
of Wichita.	Teer.
Jones.	Thomas
Kacir.	of Limestone.
Kellis.	Thomason.
King.	Thompson
Lackey.	of Harris.
Laird.	Thompson
Lawrence.	of Red River.
Lindsey.	Thrasher.
Looney.	Veatch.
McCord.	Walker.
McFarlane.	Wallace.
McKean.	Wessels.
McLeod.	West.
Malone.	Westbrook.
Martin.	Williams
Marshall.	of McLennan.
Mathes.	Williams
Melson.	of Montgomery
Menking.	Wright.

Absent.

Fugler.	Schweppe.
Kveton.	Stewart of Reeves.
Laney.	Wadley.
Leslie.	Webb.
	Absent—Excused.
Binkley.	Hanna.
Crumpton.	

Johnson
of Gillespie.
Lauderdale.
McDaniel.
Morgan.

Patman.
Pool.
Shearer.
Thorn.

A quorum was announced present.

Prayer was than offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Shearer for today, on motion of Mr. Brady.

Mr. Hanna until next Monday, on motion of Mr. Edwards.

Mr. Morgan for today, on motion of Mr. West.

Mr. Lauderdale for today and tomorrow, on motion of Mr. Greer.

Mr. Thorn for today, on motion of Mr. Duffey.

Mr. Patman for today and tomorrow, on motion of Mr. Henderson of Marion.

Mr. Wadley for today, on motion of Mr. Hill.

Mr. Crumpton for today and tomorrow, on motion of Mr. Marshall.

Mr. Malone for yesterday, on motion of Mr. Rogers of Harris.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Thomason, it was ordered that Senate bills Nos. 158, 139, 179, 194, 151 and 138, and House bills Nos. 424 and 353 be not printed.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Neblett:

H. B. No. 435, A bill to be entitled "An Act to amend Article 7305 of the Revised Civil Statutes of the State of Texas, 1911, as the same was amended by Chapter 10 of the Acts of the Second Called Session of the Thirty-sixth Legislature, relating to the inspection of hides and animals, by striking therefrom the word 'Webb,' so as to include Webb among the counties subject to the provisions of Chapter 7, Title 125, of the Revised Civil Statutes of 1911, relating to regulations for the protection of stock raisers in certain localities, and declaring an emergency."

Referred to Committee on Stock and Stock Raising.

By Mr. Rogers of Harris:

H. B. No. 436, A bill to be entitled "An Act to release certain convicts on parole and good behavior in all cases where the convict has served the minimum term described by law as a penalty for which he has been convicted and to provide for his release should he violate his parole."

Referred to Committee on Criminal Jurisprudence.

By Mr. Lackey:

H. B. No. 437, A bill to be entitled "An Act to regulate the sale and use of motor vehicle headlights, prescribing penalties, and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Beavens:

H. B. No. 438, A bill to be entitled "An Act to amend Article 1140 and Subdivision 6 of Article 1140 of the Revised Statutes of 1911 of the State of Texas, defining the power of private corporations so as to permit and empower corporations formed under Subdivisions 1, 2 and 3 of Article 1121 of the Revised Statutes of 1911 of the State of Texas, to increase the maximum number of directors or trustees of such corporations from twenty-five to seventy-five."

Referred to Committee on Municipal and Private Corporations.

By Mr. Brady:

H. B. No. 439, A bill to be entitled "An Act to amend Article 4694 of the Revised Civil Statutes of 1911, so as to give a cause of action for actual damages where injuries resulting in death are caused by negligence or carelessness of any other person, firm, municipal or other corporation, association or receiver, their agents or servants; the liability of receivers to exist in all cases where the person, firm, municipal or other corporation or association would have been liable under this or any previous act had there been no receiver."

Referred to Judiciary Committee.

By Mr. Harrison:

H. B. No. 440, A bill to be entitled "An Act to compensate the surviving members of Captain L. L. Tackitt's company of State rangers, known as 'The First Parker County Minute Company,' commanded by Captain L. L. Tackitt, for service rendered by said rangers and officers from January 23, 1866, to June 22, 1866, and naming the surviving members of said ranger company, and declaring an emergency."

Referred to Committee on Claims and Accounts.

By Mr. Rice:

H. B. No. 441, A bill to be entitled "An Act to amend Section 2, Chapter 49, Acts of the Thirty-fourth Legislature, Regular Session, providing compulsory school attendance of blind children at Texas School for the Blind under the enforcement provisions of said act."

Referred to Committee on Education.

By Mr. Horton:

H. B. No. 442, A bill to be entitled "An Act amending Article 6654, Chapter 15, Title 115, Revised Civil Statutes of Texas, adding to said article a new section to be known as Section 13, giving the Railroad Commission of Texas full authority to establish, extend and supervise all railroad yard limits, switching limits and industrial districts of all railroads of this State, and to fix switching and transportation charges therein, and creating an emergency."

Referred to Committee on Common Carriers.

By Mr. Perry:

H. B. No. 443, A bill to be entitled "An Act making it unlawful to hunt or kill any wild deer in Erath county, Texas, and providing for a penalty for violation of the act."

Referred to Committee on Game and Fisheries.

By Mr. Bonham:

H. B. No. 444, A bill to be entitled "An Act requiring that any and all moneys accruing to and received by any and all educational, eleemosynary and penal institutions of the State of Texas and any and all departments of the government of the State of Texas, from any and all sources whatsoever, except appropriations, shall be paid into the State Treasury by the institution or department so receiving the same, and prohibiting moneys from being paid out of the Treasury except upon a specific appropriation, requiring all moneys not expended for the specific purpose for which they were appropriated to be returned into the Treasury; fixing a penalty for violations of this act; repealing any and all laws in conflict herewith; declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Brady and Mr. Shearer:

H. B. No. 445, A bill to be entitled "An Act to aid the city of Galveston in

the construction of breakwaters so as to protect said city or part thereof from calamitous overflows, by donating and granting to a portion of said city the State ad valorem taxes and a part of the occupation and poll taxes collected on property and from persons in Galveston county for a period of ten years, and to provide a penalty for their misapplication, and authorizing the issuance of bonds for the purposes mentioned; granting the right of eminent domain, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Johnson of Wichita:

H. B. No. 446, A bill to be entitled "An Act relative to public roads of Wilbarger county, and to create a more efficient road system for Wilbarger county, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Harrison, Mr. West, and Mr. Rogers of Harris:

H. B. No. 447, A bill to be entitled "An Act requiring every individual, firm, association or corporation, owning, keeping, conducting or managing an institution or home for the boarding or sheltering of infant children, or so-called 'Baby Farm,' or any lying-in hospital, hospital ward, maternity home or other place for the reception, care and treatment of pregnant women, charging a fee or receiving or expecting compensation, shall obtain an annual license from the State Board of Health, which license shall be issued without fee. Local health officer to be given notice of the granting and terms of license. Local health officer to inspect such places at intervals. Requiring the reporting of the birth of any child in such place within twenty-four hours after its occurrence to the local health officer; making it unlawful to operate or conduct any such above mentioned place without having the license mentioned; imposing a fine and other penalty for violations of this act, and stipulating that any license shall be revoked if owner be convicted of conducting a 'disorderly house,' as that term is defined in the criminal laws of this State, and declaring an emergency."

Referred to Committee on Public Health.

By Mr. Bonham:

H. B. No. 448, A bill to be entitled

"An Act amending Article 1238 of the Revised Civil Statutes of the State of Texas, 1911, by giving a cause of action for damage where any person sustaining damage, physical, mental or otherwise, by reason of negligence of any company, firm or corporation, association of persons, joint stock company, trustee or receiver doing telephone business in this State."

Referred to Judiciary Committee.

By Mr. Teer (by request):

H. B. No. 449, A bill to be entitled "An Act regulating the employment of women and minors, creating and establishing an Industrial Welfare Commission; providing for their appointment by the Governor; fixing their salaries; authorizing the Commission to employ a secretary and other employees necessary to enforce the act and fixing their salaries; defining the duties of the Commission and prescribing certain duties of firms, persons or corporations employing women and minors; prescribing and fixing the powers of the Commission; prohibiting the discharge, intimidation or discrimination against employees who may testify before or furnish the Commission with information and providing penalties therefor; providing for prosecutions for violations of the act and the orders of the Commission; prescribing the manner for a review of any order, finding or determination of the Commission; conferring the right of civil action by employees who are paid less than the minimum wage fixed by the Commission; prescribing the manner in which complaints may be registered with the Commission; defining the persons to whom the act shall apply; making an appropriation to carry out the purposes of the act; providing for the repeal of all laws or parts of laws in conflict with the act, and declaring an emergency."

Referred to the Committee on Labor.

SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate bill No. 121, to Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 11 WITH SENATE AMENDMENTS.

Mr. Hill called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. C. R. No. 11, Providing redistricting maps for the members of the Legislature.

The Speaker laid the resolution before the House, and the Senate amendments were read.

On motion of Mr. Hill, the House concurred in the Senate amendments.

TO INVITE MISS MARY McSWINEY TO ADDRESS THE LEGISLATURE.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 15, Inviting Miss Mary McSwiney to address the Legislature.

Resolved by the Senate, the House of Representatives concurring, That Miss Mary McSwiney of Cork, Ireland, who is now touring the United States, be invited to address the Legislature at her convenience, on conditions and problems of Ireland.

The resolution was read second time and was lost.

Mr. Miller of Dallas moved to reconsider the vote by which S. C. R. No. 15 was lost.

Yeas and nays were demanded, and the motion to reconsider prevailed by the following vote:

Yeas—62.

Barrett of Fannin.	Johnson
Beasley	of Wichita.
of Hopkins.	Kacir.
Beavens.	Lackey.
Black, O. B.,	Laird.
of Bexar.	Laney.
Black, W. A.,	Lindsey.
of Bexar.	Looney.
Bonham.	McFarlane.
Brady.	Malone.
Branch.	Martin.
Brown.	Marshall.
Burkett.	Melson.
Burmeister.	Merriman.
Carpenter.	Miller of Dallas.
Coffee.	Miller of Parker.
Crawford.	Morris of Medina.
Cummins.	Mott.
Darroch.	Neblett.
Davis, John,	Owen.
of Dallas.	Patman.
Duffey.	Perkins of Lamar.
Duncan.	Perry.
Fugler.	Pollard.
Grissom.	Quaid.
Hall.	Quinn.
Harrison.	Rogers of Harris.
Henderson	Rountree.
of Marion.	Seagler.
Hill.	Smith.
Horton.	Sneed.

Stevenson.	Walker.
Stewart	Wallace.
of Edwards.	West.
Thompson	Williams
of Red River.	of Montgomery.
Thrasher.	

Nays—53.

Adams.	McKean.
Aiken.	McLeod.
Baker.	Mathes.
Baldwin.	Menking.
Barker.	Moore.
Beasley	Morris
of McCulloch.	of Montague.
Bryant.	Perkins
Burns.	of Cherokee.
Childers.	Pope.
Cox.	Quicksall.
Curtis.	Rice.
Davis, John E.,	Rogers of Shelby.
of Dallas.	Rosser.
Dinkle.	Rowland.
Edwards.	Stewart of Reeves.
Estes.	Swann.
Faubion.	Sweet of Brown.
Fly.	Sweet of Tarrant.
Garrett.	Teer.
Greer.	Thomas
Hardin.	of Limestone.
Harrington.	Thomason.
Henderson	Thompson
of McLennan.	of Harris.
Hendricks.	Veatch.
Johnson of Ellis.	Westbrook.
Kellis.	Williams
King.	of McLennan.
Lawrence.	Wright.
McCord.	

Absent.

Barrett of Bell.	Schweppe.
Bass.	Sims.
Chitwood.	Stephens.
Jones.	Wadley.
Kveton.	Webb.
Leslie.	Wessels.
Satterwhite.	

Absent—Excused.

Binkley.	McDaniel.
Crompton.	Morgan.
Hanna.	Pool.
Johnson	Shearer.
of Gillespie.	Thorn.
Lauderdale.	

Question—Shall the resolution be adopted?

Mr. Fugler offered the following amendment to the resolution:

Amend the resolution by adding the following:

"Be it further resolved that it is the sense of this body that the American people do not desire to intermeddle into the domestic affairs of foreign powers, and that they would deem it unfortu-

nate to have injected into our politics the troubles and political controversies of other nations and that in inviting Miss McSwiney of Cork to address the Legislature it does not thereby express its approval or disapproval of any faction in Ireland or Great Britain, and here declares its willingness to extend like and similar courtesies to any person from among any other people or nation."

Mr. Thompson of Harris moved the previous question on the amendment and the resolution, and the main question was ordered.

Mr. Thompson of Harris moved to reconsider the vote by which the previous question was ordered, and the motion was lost.

Question first recurring on the amendment, it was adopted.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was lost by the following vote:

Yeas—54.

Barrett of Fannin.	Jones.
Beasley	Kacir.
of Hopkins.	Laird.
Beavens.	Lindsey.
Black, O. B.,	Looney.
of Bexar.	McFarlane.
Black, W. A.,	Malone.
of Bexar.	Martin.
Bonham.	Marshall.
Brady.	Melson.
Branch.	Merriman.
Brown.	Miller of Dallas.
Burkett.	Miller of Parker.
Burmeister.	Morris of Medina.
Carpenter.	Mott.
Chitwood.	Neblett.
Coffee.	Owen.
Cummins.	Perkins of Lamar.
Darroch.	Perry.
Davis, John,	Pollard.
of Dallas.	Quinn.
Duffey.	Rogers of Harris.
Duncan.	Seagler.
Fugler.	Smith.
Grissom.	Stevenson.
Hall.	Thompson
Harrison.	of Red River.
Henderson	Walker.
of Marion.	Williams
Horton.	of Montgomery
Johnson	
of Wichita.	

Nays—61.

Adams.	Beasley
Aiken.	of McCulloch.
Baker.	Burns.
Baldwin.	Childers.
Barker.	Cox.
Barrett of Bell.	Crawford.

Curtis.	Pope.
Davis, John E.,	Quicksall.
of Dallas.	Rice.
Dinkle.	Rogers of Shelby.
Edwards.	Rosser.
Faubion.	Rountree.
Fly.	Rowland.
Garrett.	Sims.
Greer.	Sneed.
Hardin.	Stewart
Harrington.	of Edwards.
Henderson	Stewart of Reeves.
of McLennan.	Swann.
Hendricks.	Sweet of Brown.
Hill.	Sweet of Tarrant.
Johnson of Ellis.	Teer.
Kellis.	Thomas
King.	of Limestone.
Lackey.	Thomason.
Lawrence.	Thompson
McCord.	of Harris.
McKean.	Thrasher.
McLeod.	Veatch.
Mathes.	West.
Menking.	Westbrook.
Moore.	Williams
Morris	of McLennan.
of Montague.	Wright.
Perkins	
of Cherokee.	

Present—Not Voting.

Bryant. Wallace.

Absent.

Bass.	Satterwhite.
Estes.	Schweppe.
Kveton.	Stephens.
Laney.	Wadley.
Leslie.	Webb.
Quaid.	Wessels.

Absent—Excused.

Binkley.	McDaniel.
Crumpton.	Morgan.
Hanna.	Patman.
Johnson	Pool.
of Gillespie.	Shearer.
Lauderdale.	Thorn.

Mr. Thompson of Harris moved to reconsider the vote by which the resolution was lost, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, February 11, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 143, A bill to be entitled "An Act to amend Chapter 3, of Title

10, of the Revised Civil Statutes of Texas of 1911, relating to the admission of inmates into the Confederate Home, by adding thereto Article 208½, so as to provide for the transfer from the Confederate Women's Home to the Confederate Home of any inmate of the Confederate Women's Home whose husband is an inmate of the Confederate Home, and for the retransfer of such person back to the Confederate Women's Home on the death of her husband."

S. B. No. 162, A bill to be entitled "An Act validating the charters and amendments to charters of all cities of more than five thousand inhabitants in this State which have adopted charters, or attempted to adopt or amend charters, since the enactment of Chapter 147, General Laws of the Regular Session of the Thirty-third Legislature, 1913, and validating all proceedings had by city councils or city commissions or governing authority, in regard to the question of the adoption of charters or amendments thereto, and declaring an emergency."

S. B. No. 176, A bill to be entitled "An Act creating the Falfurrias Independent School District in Brooks county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts, and the boards of trustees thereof; declaring that all taxes or bonds heretofore authorized by any former school district included within the bounds thereof shall remain in full force and effect, and declaring an emergency."

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

RELATING TO OIL AND PIPE LINE COMPANIES.

The Speaker laid before the House for consideration at this time the resolution offered on last Monday by Mr. Burkett, relating to oil and pipe line companies.

The resolution having been read second time on that day and referred to the Committee on Oil, Gas and Mining.

Question recurring on the resolution, it was adopted.

HOUSE BILL NO. 320 ON THIRD READING.

On motion of Mr. Johnson of Wichita, by unanimous consent, the regular order of business was suspended to take up

and have placed on its third reading and final passage,

H. B. No. 320, A bill to be entitled "An Act to amend Sections 4, 40, 66, 80, 81, 82 and 100 of Chapter 87, Acts of the Regular Session of the Thirty-fifth Legislature, providing for organization and government of water improvement and irrigation districts, and acts amendatory of said Chapter 87, including Chapter 53 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, and Chapter 28, General Laws of the Second Called Session of the Thirty-sixth Legislature, and which sections relate, respectively: Section 4, to the mode of appeal from an order of the commissioners court in granting or dismissing petition for organization of a district; Section 40, the collection of delinquent taxes by suit, and fixing jurisdiction thereof; Section 66, providing for the sale of bonds of such district; Sections 80, 81 and 82, providing the method of organization of districts embracing lands in two or more counties; and Section 100, providing the method of the selection of depositories of such district; and which amendments to said Sections 4, 40, 66, 80, 81, 82 and 100 provide, respectively: Section 4, for appeals from an order of the county commissioners court in granting or refusing a petition for organization of a district, and that notice of appeal shall be given, and perfecting of appeal by filing of a bond at the time of filing same, and fixing amount of such bond, and providing that the judgment on appeal shall be verified to the commissioners court within ten days after same becomes final; Section 40, for providing taxes to be a lien against property assessed, and enforcement of same, suits for collecting, vesting jurisdiction in district court, and providing no limitations thereby; Section 66, for providing the method of selling bonds of the district authorized by said Chapter 87, and the amount to be received therefor; Sections 80, 81 and 82, for providing the method of organization and government of districts embracing lands in two or more counties; Section 100, for the selection of depositories of any such district, and providing that if directors of said district should be interested in a bank bidding therefor, such selection shall be passed upon by the county judge of the county in which the depository is located; and by further amending said Chapter 87, General Laws of the acts of the Regular Session of the Thirty-fifth Legislature and acts amendatory of said Chapter 87, including

Chapter 53 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, and Chapter 28, General Laws of the Second Called Session of the Thirty-sixth Legislature, by the addition of new sections, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, and 137, which new sections provide, respectively: Section 122, for the addition of land to a district to be taxed on basis of assessment of benefits; Section 123, for location of office of a district; Sections 124 to 130, inclusive, for the method of levying, assessing, equalizing and collecting taxes by districts, adopting the assessment for benefit plan of taxation; Section 131, for providing for districts constituting conservation and reclamation districts adopting plan of levying taxes on a benefit basis instead of an ad valorem basis; Section 132, for providing for levy and collection of taxes on a benefit basis instead of an ad valorem basis by districts operating under contract with the United States, and the method of levying and collecting same; Section 133, for providing for sale of power privileges by such districts and the conditions thereof; Section 134, providing for assessment and collection of taxes by county officers in event of default therein by district officers, and providing district may avail itself of assessments and equalization made by county officers, and providing the method of handling same; Section 134, providing for sale of surplus water; Section 135, repealing Section 5a, Chapter 12, General Laws, Second Called Session, Thirty-fifth Legislature, and all laws in conflict with the provisions thereof; Section 137, emergency clause."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—114.

Adams.	Branch.
Aiken.	Brown.
Baker.	Bryant.
Baldwin.	Burkett.
Barker.	Burmeister.
Barrett of Bell.	Burns.
Barrett of Fannin.	Carpenter.
Beasley	Childers.
of McCulloch.	Chitwood.
Beavens.	Coffee.
Black, O. B.,	Cox.
of Bexar.	Crawford.
Black, W. A.,	Cummins.
of Bexar.	Curtis.
Bonham.	Darroch.
Brady.	

Davis, John, of Dallas.	Morris of Montague.
Dinkle.	Mott.
Duffey.	Neblett.
Duncan.	Owen.
Edwards.	Perkins
Faubion.	of Cherokee.
Fly.	Perkins of Lamar.
Fugler.	Perry.
Garrett.	Pollard.
Greer.	Pope.
Grissom.	Quicksall.
Hall.	Quinn.
Hardin.	Rice.
Harrington.	Rogers of Harris.
Harrison.	Rogers of Shelby.
Henderson	Rosser.
of McLennan.	Rountree.
Henderson	Rowland.
of Marion.	Seagler.
Hendricks.	Sims.
Hill.	Smith.
Horton.	Sneed.
Johnson of Ellis.	Stephens.
Johnson	Stevenson.
of Wichita.	Stewart
Jones.	of Edwards.
Kacir.	Stewart of Reeves.
Kellis.	Swann.
King.	Sweet of Brown.
Lackey.	Sweet of Tarrant.
Laird.	Teer.
Lawrence.	Thomas
Lindsey.	of Limestone.
Looney.	Thomason.
McCord.	Thompson
McKean.	of Harris.
McLeod.	Thompson
Malone.	of Red River.
Martin.	Thrasher.
Marshall.	Veatch.
Mathes.	Walker.
Melson.	Wallace.
Menking.	Westbrook.
Merriman.	Williams
Miller of Dallas.	of McLennan.
Miller of Parker.	Williams
Moore.	of Montgomery.
Morris of Medina.	Wright.

Absent.

Bass.	McFarlane.
Beasley	Quaid.
of Hopkins.	Satterwhite.
Davis, John E.,	Schweppe.
of Dallas.	Wadley.
Estes.	Webb.
Kveton.	Wessels.
Laney.	West.
Leslie.	

Absent—Excused.

Binkley.	Johnson
Crumpton.	of Gillespie.
Hanna.	Lauderdale.

McDaniel.	Pool.
Morgan.	Shearer.
Patman.	Thorn.

Mr. Stewart of Reeves moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 115 ON ENGROSSMENT.

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 115. A bill to be entitled "An Act to amend Article 7383, Revised Civil Statutes of the State of Texas, 1911, as amended by acts of the Regular Session of the Thirty-sixth Legislature, Chapter 77, approved March 17, 1919, and found on pages 128, 129 thereof, requiring each and every individual, company, corporation or association, whether incorporated under the laws of this or any other State or Territory or of the United States or any foreign country, which owns, controls, manages or leases any oil well within the State to make quarterly, on the first days of January, April, July and October of each year a report to the Comptroller of Public Accounts, under oath of the individual, or of the president, treasurer or superintendent of such company, corporation or association showing the total amount of oil produced during the quarter next preceding and the average market value thereof during said quarter. And providing that said individuals, companies, corporations and associations at the time of making said report shall pay to the Treasurer of the State of Texas an occupation tax for the quarter beginning on said date equal to three (3) per cent of the total amount of all oil produced at the average market value thereof as shown by the report, the purpose of this amendment being to require three (3) per cent occupation tax in lieu of one and one-half per cent (1 1-2), and that the money obtained from the one and one-half per cent (1 1-2) additional tax shall go to the available school fund, and declaring an emergency."

The bill having been read second time on Thursday, February 3, with amendment by Mr. Pope and substitute by Mr. Veatch for the amendment pending.

Mr. Horton moved the previous question on the pending amendments and engrossment of the bill and the motion was not seconded.

(Pending consideration of the bill, Mr. Teer occupied the chair temporarily.)

(Speaker in the chair.)

Question—Shall the substitute by Mr. Veatch be adopted?

MESSAGE FROM THE GOVERNOR.

The secretary to the Governor appeared at the bar of the House, and, being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Governor's Office,
Austin, Texas, February 1, 1921.

Hon. Lynch Davidson, Lieutenant Governor, and Hon. Charles G. Thomas, Speaker of the House of Representatives.

My dear Sirs: If agreeable with you and the respective legislative bodies over which you preside, I would be glad if you would do me the honor of permitting me to meet, for a brief conference, the members of the Senate and House, in the hall of the House of Representatives, at some convenient hour Monday morning, February 14.

Yours most sincerely,

PAT M. NEFF,
Governor.

PROVIDING FOR JOINT SESSION.

Mr. Owen offered the following resolution:

H. C. R. No. 23, Providing for joint session to hold conference with the Governor.

Resolved by the House of Representatives, the Senate concurring, That the House and Senate meet in joint session at 10:30 a. m., on Monday, February 14, 1921, in the Hall of the House of Representatives, for a conference with the Governor, as requested by him in his message.

The resolution was read second time and was adopted.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to appropriate committees, as follows:

Senate bill No. 176, to Committee on Education.

Senate bill No. 162, to Committee on Private and Municipal Corporations.

Senate bill No. 143, to Committee on Eleemosynary Institutions.

RECESS.

Mr. Pollard moved that the House recess until 9:30 o'clock a. m. tomorrow.

Mr. West moved that the House adjourn until 10 o'clock a. m. next Monday.

The motion of Mr. Pollard prevailed, and the House, accordingly, at 6 o'clock p. m., took recess until 9:30 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following standing committees filed favorable reports today on bills as follows:

Criminal Jurisprudence: House bills Nos. 78, 348.

Judiciary: Senate bills Nos. 27, 99, 118, 72, 84, 54, 93; House bills Nos. 431, 392, 432.

Public Health: Senate bill No. 66.

Revenue and Taxation: House bill No. 341.

Representative Districts: House bill No. 254.

Insurance: House bill No. 408.

Judiciary: House bill No. 187.

Public Lands: House bill No. 378.

Constitutional Amendments: House joint resolution No. 23.

Public Lands: House bill No. 387.

Appropriations: House bill No. 421.

Revenue and Taxation: House bills Nos. 3, 385; Senate bill No. 90.

Education: House bills Nos. 353, 424; Senate bills Nos. 138, 151, 194, 179, 158, 139.

The following standing committees filed adverse reports today on bills as follows:

Judiciary: House bills Nos. 79, 380, 428, 372.

Education: House bill No. 194.

Agriculture: House bill No. 337.

Revenue and Taxation: House bill No. 393.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, February 9, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 158, A bill to be entitled

"An Act making appropriations to cover authorized deficiencies in appropriations heretofore made for the support of the State Government for the fiscal years ending August 31, 1920, and August 31, 1921, respectively, and declaring an emergency."

H. B. No. 284, A bill to be entitled "An Act creating the Leakey Independent School District in Real county, Texas; providing a board of trustees therefor; vesting it with all the rights, powers and duties of districts incorporated for school purposes only under the general laws, and declaring an emergency."

H. B. No. 317, A bill to be entitled "An Act authorizing the commissioners court of Scurry county to validate the sale of a certain block of land in the town of Snyder in this State, known as Block 25, and shown on the recorded plat of the original town of Snyder in Scurry county of record in Book 1, at page 35, of the deed records of said county; authorizing the commissioners court of said county to execute a deed of confirmation, without the necessity of public advertisement and public sale, and declaring an emergency."

H. B. No. 327, A bill to be entitled "An Act to amend Section 3 of Chapter 91 of the General Laws of the State of Texas, passed by the Thirty-fifth Legislature at its Regular Session, to fix the time for holding the terms of the district court in the various counties composing the Eighty-first Judicial District of Texas; to repeal all laws and parts of laws in conflict with this act."

H. B. No. 357, A bill to be entitled "An Act to amend Section 12 of Chapter 95 of the Local and Special Laws of the State of Texas, passed at the Regular Session of the Thirty-third Legislature, which was an act to create a road system for Navarro county, Texas, so as to more particularly define the membership of the boards of permanent road commissioners for road districts created in Navarro county, Texas."

H. B. No. 358, A bill to be entitled "An Act to reorganize the Sixty-third and Eighty-third Judicial Districts of the State of Texas, and to prescribe the time and fix the terms of holding the courts in each of said judicial districts; and to conform all writs and process from such courts to such changes; and to make all process issued or served before this act takes effect, including recognizances and bonds returnable to the terms of the courts in the several districts as herein fixed, and to validate process, and to validate the summoning

of grand and petit jurors and juries; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 363, A bill to be entitled "An Act to create a more efficient and better road system for Brazos county, Texas; making county commissioners ex-officio road commissioners of their respective precincts; prescribing their duties of road overseers; providing a compensation of \$2.00 per day for overseers for each day's service per year in excess of five days; providing certain duties for county treasurer; providing for summoning of persons liable for road duty; providing that any person liable for road duty any year shall be exempt upon the payment of \$6.00 into the county treasury; providing for money payment in lieu of work after summons and before date of work; providing for the condemning of any land necessary for road purposes; providing this act is cumulative of the general laws, and fixing penalties, and declaring an emergency."

And find the same correctly engrossed.
SNEED, Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, February 11, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 15, Granting Judge McLean leave of absence,

Have carefully compared same, and find it correctly enrolled and have this day, at 11:30 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room,
Austin, Texas, February 11, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 42. "An Act putting into effect amended Section 4, of Article 11, of the Constitution, relating to cities and towns having a population of five thousand or less, and amended Section 5, of Article 11, of the Constitution, relating to cities having more than five thousand inhabitants and not having special charters; providing for the levy, assessment and collection of taxes by such cities; providing for the issuance

of bonds by such cities, payable out of said taxes; validating certain bond elections; repealing all laws and parts of laws in conflict therewith, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 11:30 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room.

Austin, Texas, February 11, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 19, Inviting Hon. R. E. Thomason to address the Legislature,

Have carefully compared same, and find it correctly enrolled, and have this day, at 11:30 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

Committee Room.

Austin, Texas, February 11, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 28, "An Act for the protection of stock raisers and farmers; providing for the destruction of depredating wild animals; making an appropriation therefor, and providing the method how it shall be expended; to repeal all laws and parts of laws in conflict therewith, and providing for hunting and trapping wild depredating animals as set out in this act in the posted lands or premises of another after having obtained permit therefor; providing for the issuance of permits, and providing for revoking and recalling same upon certain conditions, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 2:15 o'clock p. m., presented same to the Governor for his approval.

FAUBION, Chairman.

TWENTY-FOURTH DAY.

(Continued.)

(Saturday, February 12, 1921.)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Thomas.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, February 11, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 23, Providing for a joint session of the Senate and House on Monday, February 14, 1921, at 10:30 a. m., in the Hall of the House of Representatives, for a conference with the Governor.

H. C. R. No. 21, Requesting the Attorney General to make an investigation into the sudden drop in the price of oil.

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

HOUSE BILL NO. 115 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 115, requiring owners, etc., of oil mills to make quarterly reports to the Comptroller and requiring the payment of an occupation tax.

The bill having heretofore been read second time, with amendment by Mr. Pope and substitute by Mr. Veatch for the amendment pending.

Question—Shall the substitute be adopted?

(Mr. Pollard in the chair.)

On motion of Mr. Bonham, the bill was laid on the table subject to call.

RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled resolution:

H. C. R. No. 11, Providing redistricting maps of the State of Texas.

MESSAGE FROM THE GOVERNOR.

Mr. R. B. Walthall, secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Governor's Office,

Austin, Texas, February 12, 1921.

To the Senate and the House of Representatives:

After a thorough study into the af-